

JC975 U.S. PTO  
09/18/01

09-19-01

A

Practitioner's Docket No. 3470.002A

PATENT

Preliminary Classification:

Proposed Class: n/a

Subclass: n/a

J1050 U.S. PTO  
09/18/01  
8555598

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Vito V. Florio; Richard L. Michaels

For (title): SYSTEM AND METHOD FOR PRESCRIBING UNREGULATED THERAPEUTIC  
SUBSTANCES IN AN INTEGRATED HEALTH CARE PROGRAM

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10\*

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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[ ] deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents,  
Washington, D.C. 20231.

37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10\*

[ ] with sufficient postage as first class mail.

[xx ] as "Express Mail Post Office to Address"  
Mailing Label No. EL 889287454 US

TRANSMISSION

[ ] transmitted by facsimile to the Patent and Trademark Office (703)

Date:

Sept. 18, 2001

Lia H. Costello  
Signature

Lia H. Costello, Legal Assistant

(type or print name of person certifying)

\*WARNING:

Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).

"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(New Application Transmittal--page 1 of 4)

**1. Type of Application**

This transmittal is for a continuation-in-part (C-I-P) application.

**2. Benefit of Prior U.S. Application (35 U.S.C. Sections 119(e), 120, or 121)**

The new application being transmitted claims the benefit of prior U.S. application. Enclosed are  
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATION CLAIMED.

**3. Papers Enclosed**

**A.** Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)  
Application

20 Page(s) of Specification

4 Page(s) of Claims

1 Sheet(s) of Drawing(s)--Formal

**B.** Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

**4. Declaration or Oath**

Enclosed. Executed by inventors.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Assignment**

An assignment of the invention to National Health Essentials, Inc. will follow.

(New Application Transmittal--page 2 of 4)

8. Fee Calculation (37 C.F.R. Section 1.16)

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$710.00
Total Claims (37 CFR 1.16(c))	15	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	1	- 3 =	0 x	\$80.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$270.00	\$0.00
Filing Fee Calculation					\$710.00

9. Small Entity Statement(s)

Applicant qualifies as a small entity under 37 C.F.R. Sections 1.9 and 1.27.

Filing Fee Calculation (50% of above) \$355.00

10. Fee Payment Being Made at This Time

Enclosed

Filing Fee \$355.00

Total Fees Enclosed \$355.00

11. Method of Payment of Fees

Charge Account No. 13-1992 in the amount of \$355.00.

A duplicate of this transmittal is attached.

12. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 13-1992.

(New Application Transmittal--page 3 of 4)

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

37 C.F.R. Section 1.16(b), (c) or (d) (presentation of extra claims)

37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

37 C.F.R. Section 1.17(a)(1)-(5) (extension fees pursuant to SECTION 1.136(a))

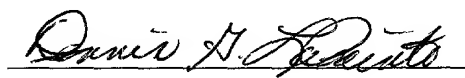
37 C.F.R. Section 1.17 (application processing fees)

13. **Instructions as to Overpayment**  
Credit Account No. 13-1992.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATION CLAIMED**

14. **Relate Back**  
Amend the specification by inserting, before the first line, the following sentence:  
  
**35 U.S.C. Sections 120, 121 and 365(c)**  
"This application is a continuation-in-part of copending application:  
Application number 09/837,490 filed on April 18, 2001.
15. **Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**  
This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.
16. **Abandonment of Prior Application**  
Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.
17. **NOTIFICATION IN PARENT APPLICATION OF THIS FILING**  
A notification of the filing of this continuation-in-part is being filed in the parent application, from which this application claims priority under 35 U.S.C. Section 120.

Dated: September 18, 2001



Dennis G. LaPointe  
Mason & Associates, P.A.  
17757 US Hwy 19 N., Suite 500  
Clearwater, FL 33764

JC975 U.S. PTO  
09/18/01

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

Group No.: n/a

Filed:

Examiner: n/a

For: **SYSTEM AND METHOD FOR PRESCRIBING UNREGULATED THERAPEUTIC SUBSTANCES IN AN INTEGRATED HEALTH CARE PROGRAM**

**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

## EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 889287454 US

Date of Deposit : Sept. 18, 2001

I hereby state that the following *attached* paper or fee

- New Application Transmittal
- Combined Declaration and Power of Attorney
- Specifications, Claims, Abstract
- Formal Drawings
- Express Mail Certificate
- Post card.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Lia H. Costello, Legal Asst.

La H. Costello

Signature of person mailing paper or fee